

# ANNUAL REPORT

2009-2010

---

## PROTECTING THE ENVIRONMENT THROUGH THE LAW



Environmental Defender's Office (ACT)  
Level 1, 14 Childers Street,  
Canberra ACT 2601

GPO Box 574  
Canberra ACT 2601

Telephone: (02) 6243 3460  
Fax: (02) 6243 3461  
Email: [edoact@edo.org.au](mailto:edoact@edo.org.au)  
**[www.edo.org.au/edoact](http://www.edo.org.au/edoact)**

## OVERVIEW OF THE EDO (ACT)'S OBJECTIVES

- Vision:** To empower the community to protect the environment through the law.
- Mission:** To provide a community legal aid service to provide legal services on environmental and related matters to persons whose interests should be pursued as a matter of public interest taking into account their financial means.
- Values:** To address the disempowerment that results from an inability to access legal services in relation to matters affecting the natural and built environment and to promote access to the legal system for persons seeking to protect the environment.
- Objectives:** To provide a community legal service specialising in environmental law for the benefit of persons in the Canberra region whose interests should be pursued as a matter of public interest taking into account their financial means.
- To ensure that the EDO (ACT) is able to operate effectively and is accountable to its funding bodies

## THE ROLE OF THE EDO (ACT)

The EDO (ACT) has three main functions:

- providing legal advice and representation on environmental law matters to members of the community and community groups interested in preserving the environment;
- undertaking community education about legal issues related to the environment and planning;
- researching and making submissions to government about reforms of laws and policies affecting the environment.

Specific EDO services to the ACT and regional community include:

- providing legal advice and representation to people and groups seeking to protect the environment;
- presenting environmental law seminars to the community, and presenting individually tailored talks to schools and environmental groups;
- providing environment and planning law information to the general public, such as the EDO's environmental law fact sheets and the ACT Environmental Law Handbook;
- researching public interest matters in environmental law; and
- promoting laws and law reform that helps to protect the environment including working with other ACT community legal centres, indigenous groups and environmental groups to make submissions proposing improvements to environment and planning policies and laws.

## CHAIR'S REPORT

It is often forgotten that the Australian Capital Territory sits in the Murray Darling Basin. As part of this basin we have, as individuals, citizens and as the ACT community, responsibility to that bio region for how we use water.

Whilst many people would envisage that such responsibility is to the citizens of Victoria and South Australia at the Environmental Defender's office we believe that the environment has its own intrinsic value – not just due to its usefulness to human beings.

The EDO exists to provide interest in law to the environment and the Solicitor's Report details the activities and work that has been undertaken to achieve this in the year just gone.

During the year the EDO Committee has grown in size and also taken the strategic step of increasing our staff capacity through our own funding. This is a monumental decision for such a small organisation with so little capacity to raise its own funds. As a decision it shows, I believe, our growing maturity as an organisation. After years of bemoaning the lack of government funding and making seemingly constant funding applications we took the massive step of committing some of our reserves to creating a new position. Obviously we hope that the subsequently increased work will attract the attention of funders as we will not be able to sustain funding from within.

Recent findings tell us that if we are to fulfil our responsibilities to the Murray Darling Basin that rather than returning to no water restrictions we should be staying at level 3. We hope to one of the voices standing for the environment as the interests of those that reside upon the land – in the cities and on the land, those that produce food and those that consume it – are all weighed in the debate.

As always the thanks of the committee go to Kirsten Miller and June Wise. It is impossible for many to think about running an organisation with only two people (and those not full time) but that is in fact exactly what they do and we know that it comes at a cost of many hours unpaid work. The many volunteers that give their time freely to the EDO are much appreciated – we couldn't do it without them.

As this is my last year as Chair I would also like to thank the rest of the Committee for its support throughout my time and wish them the best for the future. I am confident that the organisation is moving to a new level of maturity and success.



Kasy Chambers  
Chair

## **PRINCIPAL SOLICITOR'S REPORT**

### **Overview**

2009/10 saw a continuing interest in environmental and planning issues in the ACT and throughout Australia. This led to an increased case load for the EDO particularly on matters relating to planning in the ACT and concerns about the accountability of government decision makers.

The significant environmental pressures associated with a growing population continues to be a challenge for the ACT. As Canberra continues to grow the tension of maintaining the 'bush capital', both in name and substance, is apparent. Threats to endangered species and communities, loss of biodiversity corridors and maintenance of the urban forest were some of the issues dealt with by the EDO in 09/10.

In addition to concerns about the environmental impact of greenfield developments, 2009/10 saw increased urban infill and medium density housing, particularly in inner city areas. EDO has continued to assist clients in understanding the planning process and their opportunities for involvement in this process with the aim of improving environmental outcomes in urban planning.

As well as many medium density developments, the ACT has also seen some significant infrastructure projects such as the enlargement of the Cotter dam and the development of the Molonglo area. Proper environmental planning of these areas continues to be a focus for EDO.

Many EDO clients remain concerned about the lack of accountability of government decision-making and the EDO has continued to make representations to Government to improve these processes.

In addition, the ACT faces significant challenges over the coming years as it attempts to reduce its carbon footprint. The EDO has contributed to a number of Government initiatives aimed at reducing greenhouse gas emissions.

The EDO continued its successful community legal education program which was the focus of 08/09. Following on from the launch of the second edition of the ACT Environmental Law Handbook the EDO produced a series of eleven plain English fact sheets.

The EDO has continued building relationships with key stakeholders and has worked closely with community groups such as the Conservation Council ACT Region, community councils and individual neighbourhood groups to pursue improved environmental outcomes for the ACT community.

These have raised the profile of the EDO within the ACT community and led to an increased demand for the services offered by the EDO. Unfortunately adequate funding continues to be a

major issue for the office. The range of services and the complex legal problems which clients currently bring to the EDO make it difficult for the office to adequately assist all clients deserving of assistance. The EDO will continue to hold discussions with government to seek additional funding and explore other funding opportunities.

## **Staff**

The EDO continues to employ two part time staff. Kirsten Miller, EDO's principal solicitor. Is in the office three days per week and June Weise, EDO's administrator, is also employed part time for ten hours per week. The office is open on Mondays and Thursdays from 9:30am until 2:30pm and on Tuesdays and Wednesdays from 9am until 5pm.

2009/10 saw EDO move into new offices at level 1, 14 Childers Street. EDO continues to be co-located with Legal Aid ACT. EDO would particularly like to thank Legal Aid for their continuing support of the EDO. The move to new offices would not have been possible without the assistance that Legal Aid provided through fit out, removal, IT support and ongoing rent support.

The new offices were selected by Legal Aid ACT in part because of their improved energy efficiency rating. As well as being closer to courts and tribunals, community groups such as the Conservation Council and the university, EDO clients, staff and volunteers are enjoying the benefits of the new offices, including having a view to the outside world.

To ensure that the EDO staff continue to keep abreast of the changes in environmental law and policy and other related areas, EDO staff participated in a number of professional development activities. These included attendance at a number of seminars on topics including public interest law in Australia, implications of climate change, access to justice and sustainable development. Continuing professional development of the staff is important in ensuring that the EDO can continue to provide accurate and up to date advice to its clients.



*EDO Administrator, June Weise, at EDO's new offices*

## **Volunteer Assistance**

As with previous years, the EDO continues to rely greatly on volunteers to enable it to provide its services to the ACT community. Firstly I would like to thank the EDO Management Committee who has continued to support the organisation in a voluntary capacity. EDO has been lucky to welcome several new members to the EDO Management Committee in 2009/10 and is grateful to all who give up their time to assist in the running of the EDO.

In addition to the volunteer work undertaken by the Management Committee, the EDO staff is greatly assisted by a host of volunteers. The EDO is fortunate to have many people, including professionals, law students and retirees, who have a passion and interest in environmental issues who generously donate their time and skills to assist the office in researching, writing and general administrative tasks.

In particular I would like to thank Joseph Cram, Oliver Davis, Amar Dhall, Joanna Edwards, Catherine Hayes, Caitlin Powell, David Tong, Alex To and Claude Walker for their work throughout the year. The contribution of volunteers amounts to approximately ten hours per week on average and enables the EDO to continue to provide an important service to the ACT community even with our extremely limited staffing resources.

In addition to the regular volunteers the EDO is extremely grateful to members of the legal profession who have provided pro bono assistance to the EDO over the year. In particular I would like to thank barrister David Mossop of Blackburn Chambers for his invaluable assistance in a number of matters.



*EDO volunteer, Claude Walker*

## **EDO Services**

The EDO continues to provide three main services to the ACT community, legal advice and assistance, community legal education and law reform.

There has been an increasing demand for EDO services in recent years. The increase in demand has been attributed to a number of factors, including the growing awareness and concern about environmental issues within the community and the removal of the Commonwealth government's restriction on EDO using its funding for litigation related matters.

The EDO receives the funding to provide these services from a number of sources. Recurrent funding is provided through the Commonwealth Community Legal Services Program and the EDO is grateful to the Commonwealth government for its continued assistance.

In June 2009 the Commonwealth government removed its restriction on EDO using Commonwealth funding to provide assistance in litigation matters. This now enables the EDO to more effectively expand its services to provide advice on litigation related matters, including planning matters before the ACT Civil and Administrative Tribunal (ACAT), without relying solely on other non Commonwealth sources of funding.

Whilst EDO continues to focus on providing education and early assistance to prevent litigation, some matters are not adequately resolved and there has been an increased demand for EDO to provide assistance in matters before the ACAT. However there has been no additional Commonwealth funding provided to enable EDO to effectively provide this service. The very small staffing level of the office limits the capacity of the office to continue to respond to the growing demand for its services.

In addition to growing client demand, environmental laws and environmental challenges facing our community have become increasingly complex necessitating greater time to be spent on providing assistance.

The EDO is also very grateful to the ACT Law Society who has continued its funding to the EDO in 09/10 although the amount made available for the distribution of grants was less than the previous year. This has been very important in ensuring the ACT EDO can continue to provide these services to the community.

In the past the EDO has received one off funding from the ACT government. The office is looking to secure recurrent funding from the ACT government as provided to other community legal centres in the ACT to allow the office to continue to meet the important need of the ACT community.

The increased costs of running the office, including the doubling of rental costs from the previous office accommodation, has unfortunately not been met with increased funding.

## **Legal Advice and Casework**

In 2009/10 EDO assisted 86 clients through providing one off legal advice and information and ongoing substantial case work assistance. This was a 15% increase from 2008/09.

This advice and information varied from over the telephone advice, face to face advice to detailed written advices. The majority of EDO's advice and casework continues to be focused on planning and development issues in the ACT, with a focus on the impacts of biodiversity conservation in the face of development pressures, the environmental impact assessment process and access to information and the accountability of environmental and planning decisions. In addition to this EDO has provided advice on a range of subject matters including tree protection, heritage protection, freedom of information requests, establishing environmental groups and noise, air and water pollution.

In 2009/2010 EDO dealt with 19 case files. EDO opened 12 new case files and closed 7 case files. This was a significant increase from 2008/09. In addition the complexity of matters raised has increased. Of these case files, about half required more than 20 hours of assistance.

Whilst the EDO continues to focus on resolving matters without litigation, with the removal of the Commonwealth's litigation restriction and funding from the ACT Law Society the EDO has been able to more effectively expand its services to provide assistance in matters before Courts and Tribunals. Of these case files, 5 involved legal assistance for matters before Tribunals, including providing assistance in mediation and drafting applications for review and statements of facts and contentions.

### **Case study**

*A community group contacted the EDO concerned about a proposed rezoning of land in the ACT abutting a nature reserve which would impact on endangered woodlands. The EDO assisted the group in understanding the planning process and preparing submissions outlining their concerns about the environmental impacts of the proposal.*

*Following rezoning of the land and subsequent approval for the redevelopment of the site for residential housing the EDO assisted its clients in negotiating an agreement with the developer to provide significant funds towards improving the environmental outcomes of the development, including interpretative signage, cat containment rules and ongoing community education. This successful negotiation improved the environmental outcomes of the development and circumvented a costly and lengthy appeals process.*

### **Case study**

*A community group contacted EDO outlining their intention to appeal an ACTPLA decision to approve a development approval. EDO advised that the decision was not*



*reviewable and any appeal was likely to be unsuccessful. The group withdrew their appeal and a costly and unnecessary appeals process was avoided.*

### **Community Legal Education and Community Development Work**

EDO continued its important community legal education and community development work in 09/10. Following the successful publication of the second edition of EDO's ACT Environmental Law Handbook and associated seminars and workshops, EDO launched a series of eleven plain English fact sheets on ACT environment law. The publication of the fact sheets was funded by the ACT government through the Environment ACT grants program. Subject to further funding the EDO looks forward to continuing to expand on such publications.

As part of its community development work the EDO provided copies of these fact sheets to all ACT secondary schools. A number of schools have contacted EDO expressing interest in a seminar series for interested schools. The EDO looks forward to undertaking this project with interested schools in the future.

I would particularly like to thank Clare Henderson for her work on these fact sheets. These provide an important resource to the ACT community. The large number of website hits on the EDO ACT's fact sheets, with thousands of hits per month, indicate the importance of such a resource to the community. A significant number of clients who contact the EDO indicate that they have used the information on the EDO's fact sheets and have contacted EDO for further information or advice.

The redesign and update of the EDO's website was another important community education focus for the EDO in 2009/10. In addition to face to face client assistance, website usage statistics indicate that thousands of people have been assisted by EDO's online fact sheets and environmental law information. In 09/10 more than 40,000 pages were accessed on the EDO website with the majority of users accessing at least one of the EDO's online fact sheets.

I would particularly like to thank Andrew Lamont in the initial stages of setting up the new EDO website and Darryl Seto for taking over the project and continuing its update and acknowledge the enormous amount of time they have spent in producing a very accessible service for our clients. Thank you also to Kylie Miller who assisted in editing content for the website. An up to date, easy to use website is an essential tool for educating the community on environmental laws and we are extremely pleased to have launched the new website in 2010. Copies of EDO's law reform submissions, fact sheets, environmental law handbook and other useful information is now readily available on our website.

The EDO is grateful for funding from the ACT Law Society and the ACT government which assisted in this redesigned and updated website.

The EDO also spoke at a range of community forums, including talks to the Belconnen Community Council, the North Canberra Community Council and Curfew4Canberra AGM, on

matters ranging from environmental rights as a human right to appeal rights on environmental decisions.

The EDO has continued its regular quarterly newsletter to inform members and interested parties of relevant environmental issues in the ACT and around Australia. Current and past copies of this newsletter are now available on our website.

The EDO continued its cooperative working relationship with other community legal centres and legal aid service providers in the ACT. The EDO actively participates in the ACT legal aid forum which continues to be a useful forum for collaborating with other legal service providers and assisting in appropriate referrals and opportunities for collaboration amongst community legal centres and legal aid to ensure legal aid services are provided efficiently and effectively in the ACT. The forum produced a report for the ACT Attorney General on the review of legal assistances services for Aboriginal and Torres Strait Islander people in the ACT and surrounding region. The ACT community legal centres have also continued their regular six weekly meetings to exchange information and collaborate to ensure effective service provision.

### **Law Reform and Research**

2009/10 saw a significant number of legislative proposals and inquiries into matters affecting the ACT environment. EDO wrote or contributed to 19 law reform projects.

In particular the EDO provided submissions on the ACT government's draft sustainable energy policy, a proposed expanded feed in tariff, an investigation into the ACT's urban forest, sustainability workshop findings, a review of the Heritage Act and a Parliamentary inquiry into appropriate greenhouse gas emissions targets for the ACT. In addition the EDO advocated for reforms relating to standing to bring merits review of planning decisions and notification provisions designed to improve access to justice for community members concerned about environmental decisions. Whilst not all recommendations were adopted, the ACT Government has introduced some legislative amendments to deal with some of the concerns raised by the EDO.

In addition to law reform at a local level, EDO ACT has input into the Australian Network of Environmental Defender's Offices (ANEDO) submissions on national environmental law reforms. Of note in 2010 was work by ANEDO on sustainable diversion limits for the Murray Darling Basin and further input into the interim report of the review of the primary piece of federal environmental legislation, the Environment Protection and Biodiversity Conservation Act. In addition ANEDO made submissions on a range of subject matters, including on Australia's native vegetation framework, renewable energy target scheme, Aboriginal and Torres Strait Islander heritage protection and access to justice issues.

## **Conclusion**

The EDO ACT looks forward to continuing engagement with the ACT government and community as the ACT continues on its path to address the significant environmental challenges the ACT region faces. The EDO will continue to build relationships with members of the ACT community to assist them engage in the process and help achieve improved environmental outcomes.

Like last year the EDO will focus efforts on expanding our funding base to enable the EDO to continue to meet the growing demand for its services. Finally I would like to thank EDO's existing members for their continued support and I am pleased that 09/10 saw a number of new members.

Kirsten Miller  
Principal Solicitor

## TREASURER'S REPORT

One of the fundamental responsibilities of any Management Committee is to monitor the financial performance of the organisation. The EDO(ACT) is continually reviewing and improving its financial reporting strategies and systems to enable the Management Committee to make pro-active decisions about expenditure of grant and self generated income in line with its strategic directions. Key goals are:

- creating transparency around the true costs of providing services,
- improving the accuracy and timeliness of reporting, and
- providing meaningful information in response to Committee needs.

The 2009/10 financial year generated a deficit of \$4.61, a decrease from last year's profit of \$25.87. These results reflect our success and continuing commitment to creating a governance environment that enables sound financial management.

We remain extremely grateful to our financial supporters, the ACT Law Society and the Australian Government. The Australian Government provides the EDO(ACT) with its core funding for activities while the ACT Law Society funding has allowed the organisation to develop further opportunities to provide environmental services to the ACT community.

We move into 2010/11 with a balanced budget reflecting conservative decisions by the Management Committee. Judicious consideration in the employment of the organisation's equity, built up over many careful years, will continue to be a key concern for the Management Committee.

The Committee and staff are committed to finding new avenues of funding for the EDO(ACT). Submissions will continue to be made to governments and relevant organisations for increases in recurrent funding for core and dedicated services.

As Treasurer, I would like to express my gratitude for the commitment of our members, volunteers and staff, without whose support for the organisation and dedication to defending the environment, we could not continue to operate.

I would like to take this opportunity to thank June Weise, the EDO(ACT) Office Administrator, for her dedication and support in all things financial over the past year.



Lee Nelson  
Treasurer

November 07 2010

**ENVIRONMENTAL DEFENDER'S  
OFFICE (ACT) INC.**

**ABN 32 636 009 247**

**FINANCIAL REPORT**

**FOR THE YEAR ENDED  
30 JUNE 2010**

**Auditor's Certification**

Name of Organisation: Environmental Defenders Office (Act) Inc

Financial Year Period: 1 July 2009 – 30 June 2010

I hereby certify that:

- (a) I am not a principal, member, shareholder, officer, employee or accountant of the Organisation or of a related body corporation as defined in section 9 of the Corporations Act 2001;
- (b) In my opinion, the attached financial statements which comprise a Statement of Financial Position, a Statement of Financial Performance, a Statement of Cash Flows, and Notes to the Financial Statements of the above-mentioned Organisation ('the Organisation') for the stated Financial Year Period are:
- based on proper accounts and present fairly in accordance with applicable Accounting Standards and other mandatory professional reporting requirements in Australia, and
  - in accordance with the terms and conditions of the Agreement between the organisation and Commonwealth of Australia dated 1<sup>st</sup> October 2005, a copy of which has been made available to me, in relation to the provision of community legal services.
- (c) **The Statement of Financial Performance is provided in respect of Funds for all Funding Categories.**

This is an unqualified audit report.

Unless written under separate cover, I hereby further certify that, in my opinion, there is no conflict of interest between myself and the Organisation or its Management Committee.

**AUDITOR DETAILS**

**Full Name:** Gary Williams

**Name of Company:** Rosenfeld Kant & Co

**ABN Number:** 74 057 092 046

**Registered Auditor:** *If yes:*

☒ Yes ☐ No

**Registered No:** 4019

**Signature:**



**Date:**

12 October 2010

ABN: 74 057 092 046  
Level 24, Tower 2  
101 Grafton Street  
Bondi Junction NSW 2022  
Phone: 02 9375 1200  
Fax: 02 9389 6695  
Website: [www.roskant.com.au](http://www.roskant.com.au)  
All correspondence to:  
PO Box 86, Bondi Junction  
NSW Australia, 1555



Liability limited by a scheme approved under Professional Standards Legislation

Environmental Defender's Office ACT

## Profit & Loss [Last Year Analysis]

July 2009 through June 2010

	This Year	Last Year
<b>Income</b>		
<i>Grant Income</i>		
Commonwealth Grants	\$44,956.00	\$63,988.00
ACT Grants	\$22,872.00	\$0.00
Law Society ACT grant	\$11,000.00	\$10,000.00
<b>Total Grant Income</b>	<b>\$78,828.00</b>	<b>\$73,988.00</b>
<i>Interest</i>		
Cheque Account Interest	\$2.41	\$69.02
Were Cash Trust Interest	\$2,442.89	\$4,086.63
<b>Total Interest</b>	<b>\$2,445.30</b>	<b>\$4,155.65</b>
Membership	\$485.00	\$929.00
Donations	\$578.00	\$553.00
ACT Environmental Law Handbook	\$820.92	\$400.01
Handbook postage	\$18.18	\$0.00
<b>Total Income</b>	<b>\$83,175.40</b>	<b>\$80,025.66</b>
<b>Expenses</b>		
Communications	\$1,388.33	\$1,351.93
Depreciation	\$867.48	\$867.48
Employee Expenses	\$0.00	\$25.00
Finance and Accounting Fees	\$319.36	\$366.50
Insurance (not Workers' Comp)	\$441.50	\$867.16
Law library	\$495.39	\$654.14
Membership Fees	\$459.09	\$640.91
Office Overheads	\$15,233.14	\$3,226.70
Practising Certificate	\$984.00	\$940.00
Programming & Planning	\$229.70	\$897.50
Provision Solicitor Rec leave	\$1,398.36	\$2,796.69
Provision Admin Rec Leave	(\$754.00)	\$641.70
Provision Admin LSL	\$320.30	\$1,212.00
Rent	\$2,810.58	\$2,499.96
Repairs and maintenance	\$448.23	\$417.27
Salaries Admin	\$11,670.12	\$11,115.43
Salaries Policy Officer	\$1,200.00	\$9,600.00
Salaries Solicitor	\$40,163.82	\$36,357.97
Staff Recruitment	\$0.00	\$180.00
Superannuation	\$4,752.01	\$4,673.27
Training	\$13.64	\$18.18
Travel	\$49.23	\$0.00
Workers Compensation Insurance	\$689.73	\$650.00
<b>Total Expenses</b>	<b>\$83,180.01</b>	<b>\$79,999.79</b>
<b>Net Profit / (Loss)</b>	<b>(\$4.61)</b>	<b>\$25.87</b>

Environmental Defender's Office ACT

## Balance Sheet

June 2010

	This Year	Last Year
<b>Assets</b>		
<b>Current Assets</b>		
Cheque Account	\$23,406.51	\$13,697.73
Petty Cash	\$100.00	\$100.00
Were Cash Trust	\$81,897.37	\$90,454.48
Trade Debtors-owed to me	\$30.00	\$390.00
Total Current Assets	\$105,433.88	\$104,642.21
<b>Fixed Assets</b>		
Computer Equipment	\$1,159.96	\$2,027.44
Total Fixed Assets	\$1,159.96	\$2,027.44
<b>Total Assets</b>	<b>\$106,593.84</b>	<b>\$106,669.65</b>
<b>Liabilities</b>		
<b>Current Liabilities</b>		
Accruals	\$1,299.06	\$1,500.00
VISA	\$1,208.16	\$345.29
Provision for LSL	\$1,532.30	\$1,212.00
Provision For Annual Leave	\$7,682.92	\$7,038.56
Unearnt Grants	\$33,511.00	\$39,500.00
PAYG Liability	\$2,076.88	\$0.88
GST Liability	\$2,212.28	-\$2.93
Total Current Liabilities	\$49,522.60	\$49,593.80
<b>Net Assets</b>	<b>\$57,071.24</b>	<b>\$57,075.85</b>
<b>Equity</b>		
Retained Earnings	\$56,783.91	\$56,758.04
Current Year Earnings	-\$4.61	\$25.87
Historical Balancing	\$291.94	\$291.94
Total Equity	\$57,071.24	\$57,075.85



Environmental Defender's Office ACT  
**Cash Flow from Operating Activities**

As of June 2010

	2009-2010	2008-2009
<b>CASH FLOWS FROM OPERATING ACTIVITIES</b>		
Grants received	78,828	73,988
Other income received	4,347	6,038
Staff expenses paid	-58,751	-67,072
Rent paid	-2,811	-2,500
Other expenses paid	-21,619	-10,428
Net cash provided by operating activities	-5	26
<b>CASH FLOWS FROM INVESTING ACTIVITIES</b>		
Net cash used in investing activities	1,156	5,862
Net increase/(decrease) in cash held	1,152	5,888
Cash at 1 July 2009	104,252	
Cash at 1 July 2008		98,754
Cash at 30 June 10	105,404	

Environmental Defender's Office ACT

Income and Expenditure Statement (CLSIS) Format

	2009-2010	Budget	variance	% over year
<b>1. Income and Expenditure</b>				
<b>NET SURPLUS/DEFICIT FROM PREVIOUS YEAR</b>				
Surplus/Deficit from previous year				
Approved Expenditure fro Surplus	0.00			
Net Surplus/deficit from previous year	-8.28			
<b>CLSP INCOME</b>				
C'wth	44,956.00	44,956.00	0.00	89,912.00
State		0.00	0.00	0.00
Service Generated Income	4,347.40	500.00	3,847.40	869.48
	72,175.40	45,456.00	26,719.40	158.78
<b>Total Income</b>	<b>49,295.12</b>			
<b>CLSP EXPENSES</b>				
Salaries	32,226.60	23,782.00	-8,444.60	135.51
Superannuation	4,752.01	4,608.00	-144.01	103.13
On costs	1,673.73	1,650.00	-23.73	101.44
Rent	2,810.58	4,800.00	1,989.42	58.55
Repairs and maintenance	448.23	500.00	51.77	89.65
Training	13.64	500.00	486.36	2.73
Staff Recruitment	0.00	0.00	0.00	0.00
Communications	1,388.33	1,700.00	311.67	81.67
Office Overheads	2,954.14	2,720.00	-234.14	108.61
Insurance (Not Workers' Com)	441.50	1,000.00	558.50	44.15
Finance and Accounting Fees	319.36	300.00	-19.36	106.45
Library, Resources & Subscriptions	954.48	1,600.00	645.52	59.66
Travel	49.23	500.00	450.77	9.85
Programming and Planning	129.70	776.00	646.30	16.71
Minor Equipment	279.00	0.00	-279.00	0.00
Depreciation	867.48	900.00	32.52	96.39
Other	0.00	120.00	120.00	0.00
<b>Salary and related Expenses</b>	<b>38,652.34</b>	30,040.00	-8,612.34	128.67
<b>Total Operating expenses</b>	<b>10,655.67</b>	<b>15,416.00</b>	4,760.33	69.12
<b>Total CLSP Expenses</b>	<b>49,308.01</b>	45,456.00	-3,852.01	108.47

<b>OTHER INCOME</b>				
Total Funds Received from Other Bodies	33,872.00	30,000.00	3,872.00	112.91
Total Funds Received from Other Bodies for non-CLSP CLSIS Activities				
Less Actual capital Expenditure in Current Year	0.00			
Surplus/deficit for Next Year	-12.89			
<b>2. Assets acquired with Grant Funds During Financial Year 2008-2009</b>				
Land	0.00	0.00		
Real Property	0.00	0.00		
(Other)	0.00	0.00		
Total Capital	0.00	0.00		
<b>3. Future Contingency Amount</b>	<b>0.00</b>			

Environmental Defender's Office ACT

Income and Expenditure Statement (CLSI) Format

	2009- 2010	2008- 2009
<b>1. Income and Expenditure</b>		
<b>NET SURPLUS/DEFICIT FROM PREVIOUS YEAR</b>		
Surplus/Deficit from previous year	-8.28	19,965.85
Approved Expenditure fro Surplus		0.00
Net Surplus/deficit from previous year	-8.28	19,965.85
<b>CLSP INCOME</b>		
C'wth	44,956.00	43,988.00
State		0.00
Service Generated Income	4,347.40	6,037.66
<b>Total Income</b>	<b>49,303.40</b>	<b>50,025.66</b>
<b>CLSP General Services Income</b>	<b>49,295.12</b>	<b>69,991.51</b>
<b>CLSP EXPENSES</b>		
Salaries	32,226.60	51,723.79
Superannuation	4,752.01	4,673.27
On costs	1,673.73	1,615.00
Rent	2,810.58	2,499.96
Repairs and maintenance	448.23	417.27
Training	13.64	18.18
Staff Recruitment	0.00	180.00
Communications	1,388.33	1,351.93
Office Overheads	2,954.14	1,438.52
Insurance (Not Workers' Com)	441.50	867.16
Finance and Accounting Fees	319.36	366.50
Library, Resources & Subscriptions	954.48	1,295.05
Travel	49.23	0.00
Programming and Planning	129.70	875.77
Minor Equipment	279.00	1,788.18
Depreciation	867.48	867.48
Other		21.73
<b>Salary and related Expenses</b>	<b>38,652.34</b>	<b>58,012.06</b>
<b>Total Operating expenses</b>	<b>10,655.67</b>	<b>11,987.73</b>
<b>Total CLSP Expenses</b>	<b>49,308.01</b>	<b>69,999.79</b>

<b>OTHER INCOME</b>		
Total Funds Received from Other Bodies		10,000.00
Total Funds Received from Other Bodies for non-CLSP CLSIS Activities		
Less Actual capital Expenditure in Current Year	0.00	0.00
Surplus/deficit for Next Year	-12.89	-8.28
<b>2. Assets acquired with Grant Funds During Financial Year 2008-2009</b>		
Land	0.00	0.00
Real Property	0.00	0.00
(Other)	0.00	0.00
Total Capital	0.00	0.00
<b>3. Future Contingency Amount</b>	<b>0.00</b>	<b>0.00</b>

## Certificate of Compliance

*This Schedule is established in respect of the 2009-2010 Financial Year*

**Organisation:** *Environmental Defender's Office (ACT) Inc.*

**Contact Officer:** Kirsten Miller    **Telephone:** 62433460

### **The above-named Organisation certifies that:**

- (i) The funds provided under Terms and Conditions of the CLSP Service Agreement 2010-13 have been used for the purpose for which they were provided;
- (ii) The Terms and Conditions of the CLSP Agreement for 2010-13 have been met; and
- (iii) The Audited Financial Statements in respect of the Funds provided under the Terms and Conditions of the CLSP Service Agreement for 2010-13 have been certified by a person who is registered as an auditor in accordance with the *Corporations Act 2001* and are attached, and
- (iv) Salaries and allowances paid to people employed using the Funds are in accordance with award salary rates or employment agreements.

SIGNED for and on behalf of the

Environmental Defender's Office (ACT) Inc.

By the Chairperson

Kasy Chambers

in the presence of



Julian R. Potts

ENVIRONMENTAL DEFENDERS OFFICE (ACT) INC.  
COMMITTEE'S REPORT

Your committee members submit the financial statements of the Environmental Defenders Office (ACT) Inc. for the financial year ended 30 June 2010.

Committee Members

The names of committee members throughout the financial period and at the date of this report are:

K Chambers  
M Swainson  
L Nelson  
N-L Scherger  
R de Hosson  
R Sloan  
H Jaireth  
R Manderson  
G McLeod  
J Pitts

Principal Activity

The principal activity of the Environmental Defender's Office (ACT) Inc. during the financial period has been the provision of a public legal aid service on environmental matters.

Significant Changes

No significant change has occurred in the nature of the Environmental Defender's Office (ACT) Inc.'s activities during the financial period.

Operating Result

The operating loss was \$4.61

Signed in accordance with a resolution of the Members of the Committee.



Kasy Chambers  
Committee member (Chair)



L Nelson  
Committee Member (Treasurer)

Dated this 16 day of Nov 2010